

**Minutes of the
City Commission for the City of Traverse City**



Regular Meeting

January 20, 2015

A regular meeting of the City Commission of the City of Traverse City was called to order at the Commission Chambers, Governmental Center, 400 Boardman Avenue, Traverse City, Michigan, at 7 p.m.

The following Commissioners were present, constituting a quorum: Mayor Michael Estes, Mayor Pro Tem Barbara D. Budros, James Carruthers, Jeanine Easterday, and Ross Richardson.

The following Commissioners were absent: Gary L. Howe and Tim Werner.

The Pledge of Allegiance was recited.

Mayor Michael Estes presided at the meeting.

There being no objection, Mayor Michael Estes referred Agenda Item 4(c) to a future meeting.

As requested by Commission Ross Richardson, Agenda Item 2(e) was removed from the Consent Calendar for full discussion.

2. Consent Calendar

Moved by Carruthers, seconded by Richardson, that the following actions as recommended on the amended Consent Calendar portion of the Agenda be approved:

- a. the minutes of the January 5, 2015, Regular Meeting and January 12, 2015, Study Session, be approved.
- b. the City Clerk be authorized to issue a Major Street Use Permit to the National Cherry Festival for the 2015 Traverse City Winter Comedy Arts Festival, for the closure of Front Street between Park and Cass Streets, as

outlined in the City Clerk's January 13, 2015, communication.

- c. the Mayor, Police Chief and City Treasurer/Finance Director execute the Byrne Memorial Justice Assistance Grant (Byrne JAG) Program Subcontract to accept funds in the amount of \$8,000 and provide matching funds in the same amount, for Traverse Narcotics Team Funding, with matching funds available in the Police Department Budget.
- d. that various revolvers and hand gun parts as outlined in the January 5, 2015, communication from the Chief of Police be declared surplus and authorized for sale.
- e. Removed from the Consent Calendar.
- f. the Mayor and City Clerk execute a Permission of Encroachment Agreement with Big Olives 2, LLC, which authorizes an approximately 2.25' encroachment over the right-of-way at 101 North Park Street for the installation of a sign by Hatlem Churchill and authorizes the City Manager to approve the installation of future signs provided they are within the scope of the encroachment, such agreement subject to approval as to its substance by the City Manager and its form by the City Attorney; and that the December 5, 2011, City Commission action authorizing a Permission of Encroachment Agreement with Wet Mitten Surf Shop be superseded.
- g. the City Commission waive competitive bidding as being in the best interest of the City and authorize a Service Order for professional GIS services to InfoGeographics at a not to exceed cost of Twenty-Two Thousand, Eight Hundred Eighty dollars (\$22,880), with funding to come from the GIS Fund through cost savings realized by the delay in hiring a GIS Administrator.
- h. the City Manager be authorized to issue a purchase order to Douglass Safety Systems, in the amount of \$9,620 for the purchase of an ISG-X380 Thermal Imager package, with funds available in the 2014-2015 Capital Outlay budget for the Fire Department.
- i. the City Manager be authorized to issue a confirming purchase order in the amount of \$17,337.50 to Brenner Oil Co. for 10,000 gallons of dyed #2 diesel fuel without additives priced at \$1.73375 per gallon with funds available in the Garage Fund.

- j. the independent auditors report as provided by representatives of Abraham and Gaffney for Fiscal Year 2013-2014, which ended June 30, 2014, be accepted.

CARRIED unanimously (Howe and Werner absent)

Items removed from the Consent Calendar

a.

Consideration of extending the loan from the Economic Development Fund related to the Duncan L. Clinch Marina Improvement Project and removing Traverse City Light and Power as the other loan source.

The following addressed the Commission:

Jered Ottenwess, City Manager

William Twietmeyer, City Treasurer/Finance Director

Moved by Budros, seconded by Easterday that the City Commission authorize the advance of \$1,075,000 from the Economic Development Fund to the Marina Fund; and that this advance of \$1,075,000 shall be paid back over a five-year period at the rate of 1.45%; and that this advance of \$1,075,000 shall be reflected as a Long-Term Advance to Other Funds on the Economic Development Fund balance sheet and reflected as an Advance from Other Funds of \$1,075,000 on the Marina Fund balance sheet.

Roll Call:

Yes – Carruthers, Easterday, Budros, Estes.

No – Richardson.

FAILED. (5 affirmative votes required) (Howe and Werner absent)

3. Old Business

3(a).

Consideration of introducing an amendment to the Traverse City Code of Ordinances, Public Art, Chapter 299, as recommended by the Downtown Development Authority Board of Trustees.

The following addressed the Commission:

Jered Ottenwess, City Manager

Lauren Tribble-Laucht, City Attorney

Moved by Easterday, seconded by Budros, that an amendment to the Traverse City Code of Ordinances, *Public Art*, Chapter 299, which would establish an Arts Commission and certain guidelines for placement of public art in Traverse City as recommended by the Downtown Development Authority Board of Trustees, be introduced and scheduled for possible enactment on February 17, 2015.

Michael Jackson, 217 Sixth Street – expressed support

Marcia Bellinger, 8485 South West Bay Shore Drive – expressed support

Brian Haas, 227 East Tenth Street – made general comments

Deb Lake, 1122 Lake Ridge Drive – expressed support

Eugene Jenneman, Dennon Museum Executive Director, 177 Mathison Road, Peninsula Township – expressed support

Chuck Judson, 6861 Franklin Woods Drive, Peninsula Township – expressed support

Mary Bevans Gillett, 1800 Wayne Street – expressed support

CARRIED unanimously. (Howe and Werner absent)

4. New Business

4(a).

Consideration of authorizing a lease for use of space at the Carnegie Building for the Youth Art Show.

Moved by Easterday, seconded by Richardson, that the Mayor and City Clerk be authorized to execute a Lease Agreement with the Crooked Tree Arts Council, Inc. for the use of the Cornwell Addition of the Carnegie Building for the purpose of a Youth Art Show from February 1, 2015 through February 28, 2015, such lease subject to approval as to its substance by the City Manager, and as to its

form by the City Attorney.

CARRIED unanimously. (Howe and Werner absent)

4(b).

Consideration of a resolution requesting street lighting funding participation from Traverse City Light and Power for the 2015 West Front Street Reconstruction Project.

The following addressed the Commission:

Jered Ottenwess, City Manager
Timothy Lodge, City Engineer
Nate Elkins, Influence Design Forum

Moved by Carruthers, seconded by Richardson, that the Resolution Requesting Street Lighting Funding Participation from Traverse City Light and Power for the 2015 West Front Street Reconstruction Project to provide \$652,000 in funding for street lighting improvements as part of the project, be adopted.

Roll Call:

Yes – Carruthers, Easterday, Richardson Estes.

No – Budros.

CARRIED. (Howe and Werner absent)

5. Appointments

5(a).

None.

6. Reports and Communications

The following were received and filed:

- a. Reports, announcements and correspondence from the City Manager.

- b. Announcements from the Deputy City Clerk.
- c. Reports, announcements and correspondence from the Mayor and City Commissioners.
- d. Reports and correspondence from other City officials, boards and committees.
 - 1. Reports from members of the Commission serving on boards.
 - 2. Quarterly Financial Report from the City Treasurer/Finance Director for the first quarter which ended September 30, 2014.
 - 3. Minutes of the Human Rights Commission meeting of November 10, 2014.
 - 5. Minutes of the Act 345 Retirement System Board meeting of November 19, 2014.
 - 4. Minutes of the Planning Commission meeting of December 2, 2014.
 - 5. Annual Report of the Planning Commission for 2014.
- e. Reports and correspondence from non-City officials.
 - 1. Fractile Emergency Response Reports from North Flight for December, 2014.

7. Public Comment

The following addressed the Commission:

- 1. Reserved.

None.

- 2. General.

Timothy Grey, 123 ½ East Front Street

Margaret Patchin, 878 Centre Street
Randy Day, 820 Boon Street
Angeline Antoine, No address given
Steve Perry, 5515 Bunker Hill Road, Acme Township
Tonia Bailey, No address given
Mark Wilson, 826 Bates Street

3. Mayor and City Commissioners.

Commission Jeanine Easterday
Mayor Pro Tem Barbara Budros
Commissioner Ross Richardson
Commissioner Jim Carruthers

There being no objection, Mayor Michael Estes declared the meeting adjourned at 8:17 pm.

Katelyn Stroven
Deputy City Clerk

Approved: _____, _____
(Date) (Initials)